



CYNTHIA A. HARDING, M.P.H.
Interim Director

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December 16, 2015

TO: Each Supervisor

FROM: Cynthia A. Harding, M.P.H.
Interim Director

SUBJECT: **NOTIFICATION OF THE USE OF DELEGATED AUTHORITY TO ACCEPT STANDARD AGREEMENT NUMBER 15-10485 FROM THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH FOR THE AIDS DRUG ASSISTANCE PROGRAM**

This is to notify you that I am exercising the delegated authority approved by your Board on May 14, 2013, to accept and implement future awards and/or amendments that are consistent with the requirements of the California Department of Public Health (CDPH) AIDS Drug Assistance Program (ADAP) Contract Agreement, that extend the term through June 30, 2018, at amounts determined by CDPH, subject to review and approval by County Counsel, and notification to your Board and the Chief Executive Office (CEO).

Under this authority, I will accept CDPH Standard Agreement (SA) Number 15-10485, issued on July 15, 2015, which provides ADAP administrative funds in the amount of \$1,596,938, consisting of \$798,469 for the term effective July 1, 2015 through June 30, 2016, and \$798,469 for the term effective July 1, 2016 through June 30, 2017. Funds are 100 percent offset by CDPH as a Ryan White Program (RWP) pass-through, to cover costs associated with ADAP enrollment, client screening/recertification, and the Department of Public Health (DPH) Division of HIV and STD Programs' (DHSP) ADAP administrative costs. Due to multiple administrative demands at DHSP, the processing of the SA was delayed.

The SA allows DHSP to continue to provide reimbursement to community-based organizations and County departments for RWP clients' ADAP enrollment and recertification. ADAP is a critical resource that provides prescription drugs to people with HIV/AIDS who have no, or limited, prescription drug coverage.

County Counsel has reviewed and approved SA Number 15-10485 as to use and advised that your Board be informed that the general terms and conditions that are incorporated in this agreement include provisions requiring the County to indemnify, defend, and save harmless the State of California and cannot be waived or modified. CEO Risk Management has advised of the risks associated with this provision. However, I believe these risks are acceptable in light of the need for these services and the resulting benefit to public health.

Each Supervisor
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County Counsel has reviewed and approved this delegated authority action.

If you have any questions or require additional information, please let me know.

CAH:eav
DA #03462

c: Chief Executive Officer
County Counsel
Acting Executive Officer, Board of Supervisors